

Notice of Public Meetings
Town of Superior
Regular Council Meeting
Thursday – March 15, 2012 - 7:00 P.M.
Superior Senior Center
360 W. Main Street, Superior, AZ 85173

A: CALL TO ORDER:
B. SALUTE TO THE FLAG:
C. OPENING PRAYER:
D. ROLL CALL:
E. CONSENT AGENDA:

1. Approval of Minutes for Regular Meeting of March 1, 2012.
2. Blanket Permit, Superior Food Bank, Inc.

F. REPORTS:

Public Works;
Police;
Finance.

G COMMUNICATION:

1. Manager's Report of Interim Town Clerk of Rita M. Wentzel:
Letter to Representative Barbara McGuire regarding the Town's Political Sign Ordinance;
Letter of Resignation from Pam J. Lagunas;
Letter from Superior Jr/Sr High School Requesting Donations to the Robotics Program;
Letter to the Tonto National Forest Service regarding the Motorized Travel Management #28967;
Community Pride Day of Saturday, April 14, 2012;
Introduction of Otis Lara, Finance Clerk.

H. CALL TO THE PUBLIC:

Speakers are limited to a three-minute oral presentation and may submit written comments of any length for Council files. The Council is required by law to accept any materials presented. At the conclusion of the call to the public, individual Council Members may respond to criticism made by those individuals who have addressed the Council, and may ask staff to review a matter and place it on a future agenda. However, Council Members may not discuss or take action on a matter raised during a call to the public, unless that item is already on the agenda, and are not obligated to comment upon materials or presentations made by the public.

I. BUSINESS, POSSIBLE DISCUSSION AND OR ACTION ON THE FOLLOWING:

1. PUBLIC HEARING of CUP-2011-01, Conditional Use Permit for Porch over Town Right-of-Way; Site Plan Review; VA-2011-07, Variance Request for a Reduction in the Required Number of Parking Spaces; and VA 2011-08, Variance Request to Allow First Floor Guest Rooms in the Town Center Zoning District for development of the Magma Hotel.
2. Discuss/Approve Reject: CUP-2011-01, Conditional Use Permit for Porch over Town Right-of-Way and Site Plan Approval for development of the Magma Hotel.

3. Discuss/Approve Reject: VA-2011-07, Variance Request for a Reduction in the Required Number of Parking Spaces and VA-2011-08, Variance Request to Allow First Floor Guest Rooms in the Town Center Zoning District for development of the Magma Hotel.
4. Presentation: Ms. Susan Anderson will provide a recap the Apache Leap Mountain Festival weekend.

J. EXECUTIVE SESSION:

The Town Council may or may not vote to go into Executive Session pursuant to ARS 38-431.03 (A-1), (A-3) & (A-7)

1. A-1 – PERSONNEL:
2. A-3 – LEGAL ADVICE WITH ATTORNEY: Discussion or consultation for legal advice with attorney or attorneys of the Town regarding: erection of a sign at the Superior High School; Inadvertent records disclosure; and Correspondence from SCF Arizona regarding John Tameron.
3. A-7 – LEGAL ADVICE WITH ATTORNEY REGARDING SALE, LEASE OR PURCHASE OF REAL PROPERTY: Discussion or consultation for legal advice with attorney or attorneys of the Town regarding negotiations for parking with Los Cedros Superior, LLC.

L. COUNCIL COMMENTS:

M. FUTURE AGENDA ITEMS:

1. Open Meeting Law Refresher for Town Council and Appointed Commissioners.

N. ADJOURNMENT:

CERTIFICATE OF POSTING

PLACES POSTED: Superior Town Hall: 199 W. Lobb Avenue, Superior

Senior Center: 360 W. Main Street, Superior

Post Office: 25 N. High School Avenue, Superior

MEETING DATE: March 15, 2012 POSTED: March 13, 2012

POSTED BY: _____
Rita M. Wentzel, Interim Town Clerk / Time:

NOTICE TO PERSONS WITH DISABILITIES

Reasonable efforts will be made to assist and accommodate physically disabled persons desiring to attend the meeting. Please call the Town Hall Office at 520-689-5752 in advance so that arrangements may be conveniently made.

EQUAL OPPORTUNITY NOTICE

Town of Superior is an Equal Opportunity Employer and will not discriminate against employees or applicants for employment or services in an unlawful manner.

PUBLIC NOTICE

NOTICE IS HEREBY GIVEN TO THE MEMBERS OF THE SUPERIOR TOWN COUNCIL AND TO THE GENERAL PUBLIC THAT A REGULAR MEETING, OPEN TO THE PUBLIC, WILL BE HELD ON:

**THURSDAY
MARCH 15, 2012
7:00 P.M.**

AT

**SUPERIOR SENIOR CENTER
360 W. MAIN STREET
SUPERIOR, ARIZONA 85173**

On the Agenda will be consideration of Executive Session pursuant to A.R.S. §38-431.03(A-1, A-3 & A-7).

Agendas for the Public and Executive Session will be posted and available to the public at least twenty-four (24) hours prior to the meeting. Agendas are available at the Superior Town Hall, N. 199 Lobb Avenue, Superior, Arizona during regular business hours.

TOWN OF SUPERIOR

REQUEST FOR ACTION

AGENDA ITEM: 01

<u>DATE SUBMITTED</u>	<u>TYPE OF ACTION REQUESTED</u>
03/13/2012	<input type="checkbox"/> FORMAL ACTION/MOTION
	<input type="checkbox"/> INFORMATION
<u>DATE ACTION REQUESTED</u>	<input type="checkbox"/> ORDINANCE
03/15/2012	<input type="checkbox"/> RESOLUTION
	<input checked="" type="checkbox"/> OTHER

AGENDA ITEM: PUBLIC HEARING ó CUP-2011-01, Conditional Use Permit for Porch over Town Right-of-Way; Site Plan Review; VA-2011-07, Variance Request for a Reduction in the Required Number of Parking Spaces; and VA 2011-08, Variance Request to Allow First Floor Guest Rooms in the Town Center Zoning District ó Magma Hotel.

RECOMMENDATION: This is the time for the Town Council, acting in their capacity as the Board of Adjustments, to hear comments from the public regarding the above-referenced items.

DISCUSSION: This is a continuation of the Public Hearing originally scheduled for March 1, 2012. Notices were sent to all affected property owners regarding the process and meeting dates for issues related to the development of the Magma Hotel property. The Planning and Zoning Commission met on Thursday, February 16, 2012 and March 8, 2012, wherein they heard the cases and acted on them. A copy of the February 16, 2012 Meeting Minutes, the Staff Report, the Variance Request Application, the Conditional Use Permit Application and the Site Plan are all attached. Planning & Zoning scheduled a Special Meeting for Tuesday, March 13, 2012 to approve the Minutes from the March 8, 2012 meeting. Those approved minutes will be distributed at this meeting.

FISCAL IMPACT: N/A

PREPARED BY: Interim Town Clerk/Rita M. Wentzel

REVIEWED BY: Interim Town Clerk/Rita M. Wentzel

TOWN OF SUPERIOR

REQUEST FOR ACTION

AGENDA ITEM: 02

<u>DATE SUBMITTED</u>	<u>TYPE OF ACTION REQUESTED</u>
03/13/2012	<input checked="" type="checkbox"/> FORMAL ACTION/MOTION
	<input type="checkbox"/> INFORMATION
<u>DATE ACTION REQUESTED</u>	<input type="checkbox"/> ORDINANCE
03/15/2012	<input type="checkbox"/> RESOLUTION
	<input type="checkbox"/> OTHER

AGENDA ITEM: Discuss/Approve Reject: CUP-2011-01, Conditional Use Permit for Porch over Town Right-of-Way and Site Plan Approval for the Magma Hotel.

RECOMMENDATION: See the Staff Recommendations regarding the Site Plan and the Conditional Use Permit for Porch on Page 5 of the Staff Report/Council Request for Action.

DISCUSSION: This is a continuation of the Request for Action originally scheduled for March 1, 2012. Notices were sent to all affected property owners regarding the process and meeting dates for issues related to the development of the Magma Hotel property. The Planning and Zoning Commission met on Thursday, February 16, 2012 and March 8, 2012, wherein they heard the cases and acted on them. A copy of the February 16, 2012 Meeting Minutes, the Staff Report, the Variance Request Application, the Conditional Use Permit Application and the Site Plan are all attached. Planning & Zoning scheduled a Special Meeting for Tuesday, March 13, 2012 to approve the Minutes from the March 8, 2012 meeting. Those approved minutes will be distributed at this meeting.

FISCAL IMPACT: N/A

PREPARED BY: Interim Town Clerk/Rita M. Wentzel

REVIEWED BY: Interim Town Clerk/Rita M. Wentzel

TOWN OF SUPERIOR

REQUEST FOR ACTION

AGENDA ITEM: 03

<u>DATE SUBMITTED</u>	<u>TYPE OF ACTION REQUESTED</u>
03/13/2012	<input checked="checked" type="checkbox"/> FORMAL ACTION/MOTION
	<input type="checkbox"/> INFORMATION
<u>DATE ACTION REQUESTED</u>	<input type="checkbox"/> ORDINANCE
03/15/2012	<input type="checkbox"/> RESOLUTION
	<input type="checkbox"/> OTHER

AGENDA ITEM: Discuss/Approve Reject: VA-2011-07, Variance Request for a Reduction in the Required Number of Parking Spaces and VA-2011-08, Variance Request to Allow First Floor Guest Rooms in the Town Center Zoning District for the Magma Hotel.

RECOMMENDATION: See the Staff Recommendations regarding the Parking and Guest Room Variances on Page 5 of the Staff Report/Council Request for Action.

DISCUSSION: This is a continuation of the Request for Action originally scheduled for March 1, 2012. Notices were sent to all affected property owners regarding the process and meeting dates for issues related to the development of the Magma Hotel property. The Planning and Zoning Commission met on Thursday, February 16, 2012 and March 8, 2012, wherein they heard the cases and acted on them. A copy of the February 16, 2012 Meeting Minutes, the Staff Report, the Variance Request Application, the Conditional Use Permit Application and the Site Plan are all attached. Planning & Zoning scheduled a Special Meeting for Tuesday, March 13, 2012 to approve the Minutes from the March 8, 2012 meeting. Those approved minutes will be distributed at this meeting.

FISCAL IMPACT: N/A

PREPARED BY: Interim Town Clerk/Rita M. Wentzel

REVIEWED BY: Interim Town Clerk/Rita M. Wentzel

TOWN OF SUPERIOR

REQUEST FOR ACTION

AGENDA ITEM: 04

<u>DATE SUBMITTED</u>	<u>TYPE OF ACTION REQUESTED</u>
03/13/2012	<input type="checkbox"/> FORMAL ACTION/MOTION
	<input checked="" type="checkbox"/> INFORMATION
<u>DATE ACTION REQUESTED</u>	<input type="checkbox"/> ORDINANCE
03/15/2012	<input type="checkbox"/> RESOLUTION
	<input type="checkbox"/> OTHER

AGENDA ITEM: Presentation: Ms. Susan Anderson, Chamber of Commerce, will provide a recap the Apache Leap Mountain Festival weekend.

RECOMMENDATION: N/A

DISCUSSION: N/A

FISCAL IMPACT: N/A

PREPARED BY: Interim Town Clerk/Rita M. Wentzel

REVIEWED BY: Interim Town Clerk/Rita M. Wentzel